United States District Court

DISTRICT OF GUAM
4TH FLOOR, U.S. COURTHOUSE LLED
520 WEST SOLEDAD AVENUE
HAGATÑA, GUAM 96910
7001 JUL 25 P 12: 0b

MARY L.M. MORAN CLERK OF COURT

July 17, 2007

RICHARD W. WIEKING CLERK U.S. DISTRICT COURT NO. DIST. OF CA. S.J. TEL: (671) 473-9100 FAX: (671) 473-9152

Mr. Richard W. Wieking Clerk United States District Court Phillip Burton United States Courthouse, 16th Floor 450 Golden Gate Avenue San Francisco, CA 94102-3434

Re:

Our Magistrate Case Nr. 06-00029 Your Criminal Case Nr. 07-00423 RS U.S.A. - vs - Jody Heflin

Dear Mr. Wieking:

Our Court is in receipt of from PROB 22, Transfer of Jurisdiction and Order, accepting the transfer of the above-entitled matter.

Enclosed are certified copies of the following documents:

- 1. Information, filed December 4, 2006
- 2. Plea Agreement, filed December 4, 2006
- 3. Minute Entry Initial Appearance re Information and Plea, filed December 7, 2006
- 4. Minute Entry Sentencing, filed March 27, 2007
- 5. Judgment, filed March 30, 2007
- 6. Transfer of Jurisdiction and Order, filed July 16, 2007
- 7. Docket Sheet

Please acknowledge receipt of the enclosed copy of this letter. Thank you.

Sincerely,

Leilani R. Toves Hernandez

Deputy Clerk

Enclosures

cc: U.S. Attorney's Office, Guam (w/o encl)

cc: U.S. Probation Office, Guam (w/o encl)

rec-emailed 4/26/72

Filed 07/25/2007 Page 2 of 17 Case 5:07-cr-00423-RS Document 2 DOCKET NUMBER (Tran. Court) SPROB 22 MJ 06-00029-001 (Rev. 2/88) DOCKET NUMBER (Rec. Court) TRANSFER OF JURISDICTION NAME AND ADDRESS OF PROBATIONER/SUPERVISED RELEASEE DIVISION DISTRICT JUL - 3 6UAM 3 Jody Heflin c/o USPO Janie Zhuang RICHARD Hongrainle Joaquin V.E. Manibusan, Jr., Northern District of California CLERK Magistrate Judge U.S. Courthouse & Federal Bldg PROBATIONALS J 280 S. First Street, Suite #106 San Jose, CA 95113-3003 March 27, 2007 March 26, **OFFENSE** DISTRICT COURT OF GUAN Reckless Driving, in violation of 16 G.C.A. 9107 & 18 U.S.C. § 7(3) and 13. JUL 16 2007 B PART 1 - ORDER TRANSFERRING JURISDICTION CLERK OF COURT UNITED STATES DISTRICT COURT FOR THE IT IS HEREBY ORDERED that, pursuant to 18 U.S.C. 3605, the jurisdiction of the probationer or or supervised releasee named above be transferred with the records of this Court to the United States upon that Court's order Northern District of California District Court for the of acceptance of jurisdiction. This Court hereby expressly consents that the period of probation or supervised release may be changed by the District Court to which this transfer is made without further inquiry of this court.* s/ Joaquin V.E. Manibusan, Jr. U.S. Magistrate Judge May 29, 2007 *This sentence may be deleted in the discretion of the transferring Court. PART 2 - ORDER ACCEPTING JURISDICTION NORTHERN DISTRICT UNITED STATES DISTRICT COURT FOR IT IS HEREBY ORDERED that jurisdiction over the above-named probationer/supervised releasee be accepted and assumed by this Court from and after the entry of this order. I haroby carify that the ennsved instrument is trus cony of the original United States District Judge Effective Date on file in my office. District Court of Guam

Deputy Clerk

%.AO 245I

Sheet i

Case 1:06-mi-00029 Document 8

Filed 03/30/2007

Page 1 of 5

United States District Court

JODY HEFLIN USM NUMBER: NO RICHARD ARENS, Assistant Fee Defendant's Attorney THE DEFENDANT: ✓ THE DEFENDANT was found guilty on The defendant is adjudicated guilty of these offenses: Title & Section 16 G.C.A. § 9107 & 18 U.S.C. §§ 7(3) & 13 Nature of Offense Reckless Driving The DEFENDANT was found not guilty on □ Count(s) □ THE DEFENDANT was found not guilty on □ Count(s) □ It is ordered that the defendant must notify the United States attorney for this district wit residence, or mailing address until all fines, restitution, costs, and special assessments imposed by the to pay restitution, the defendant must notify the court and United States attorney of material change Defendant's Soc. Sec. No.: XXX-XX-6550 Defendant's Date of Birth: XX/XX/1973 Defendant's Residence Address: XXXXXXXXXXXXXXXX Reterminate The Defendant of States attorney for this district with the pay restitution, the defendant must notify the court and United States attorney of material change of the pay restitution, the defendant must notify the court and United States attorney of material change of the pay restitution, the defendant must notify the court and United States attorney of material change of the pay restitution, the defendant must notify the court and United States attorney of material change of the pay restitution, the defendant must notify the court and United States attorney of material change of the pay restitution, the defendant must notify the court and United States attorney of material change of the pay restitution, the defendant of the pay restitution of Judgment United States attorney of material change of the pay restitution of Judgment United States attorney of the pay restitution of Judgment United States attorney of the pay restitution of Judgment United States attorney of the pay restitution of Judgment United States attorney of the pay restitution of Judgment United States attorney of the pay restitution of Judgment United States attorney of the pay restitution of Judgment United States attorney of the			District of		GUAM	
THE DEFENDANT was found guilty on The defendant is adjudicated guilty of these offenses: Title & Section Nature of Offense 16 G.C.A. § 9107 & 18 No. S. S. S. § 7(3) & 13 Nature of Offense Natur		F AMERICA			RIMINAL CASE	
THE DEFENDANT			CASE NU	MBER:	MJ-06-00029	
THE DEFENDANT	JODY HEF	LIN	USM NUM	IBER:	NONE	
THE DEFENDANT was found guilty of these offenses: Title & Section	HE DEFENDANT:				stant Federal Public Γ	efender
The defendant is adjudicated guilty of these offenses: Title & Section	THE DEFENDANT	🗸 guilty 🗌 nole	o contendere	to count(s) <u>I</u>		
Title & Section 16 G.C.A. § 9107 & 18 U.S.C. §§ 7(3) & 13 The defendant is sentenced as provided in pages 2 through THE DEFENDANT was found not guilty on Count(s) It is ordered that the defendant must notify the United States attorney for this district wit residence, or mailing address until all fines, restitution, costs, and special assessments imposed by the to pay restitution, the defendant must notify the court and United States attorney of material change Defendant's Soc. Sec. No.: XXX-XX-6550 Defendant's Date of Birth: XX/XX/1973 Defendant's Residence Address: XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	THE DEFENDANT wa	is found guilty on				
The defendant is sentenced as provided in pages 2 through 5 of this judgment. THE DEFENDANT was found not guilty on Count(s) is are dismissed on the mo It is ordered that the defendant must notify the United States attorney for this district wit residence, or mailing address until all fines, restitution, costs, and special assessments imposed by the to pay restitution, the defendant must notify the court and United States attorney of material change Defendant's Soc. Sec. No.: XXX-XX-6550 Defendant's Date of Birth: XX/XX/1973 Defendant's Residence Address: XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	he defendant is adjudicated	d guilty of these offenses:				
The defendant is sentenced as provided in pages 2 through	itle & Section	Nature of Offense			Offense	Count
☐ THE DEFENDANT was found not guilty on ☐ Count(s) ☐ is ☐ are dismissed on the mo It is ordered that the defendant must notify the United States attorney for this district wit residence, or mailing address until all fines, restitution, costs, and special assessments imposed by the to pay restitution, the defendant must notify the court and United States attorney of material change Defendant's Soc. Sec. No.: XXX-XX-6550 3/27/2007 Defendant's Date of Birth: XX/XX/1973 Defendant's Residence Address: XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	6 G.C.A. § 9107 & 18				8/19/2006	I
Defendant's Date of Birth: XX/XX/1973 Defendant's Residence Address: xxxxxxxxxxxxxx Bakersfield, California 93308 Date of Imposition of Judgment /s/ Joaq U.S. Dated:	It is and anoth that the	dafandant must notify the H	Inited States atta	rney for this di	strict within 30 days of	any change of name
Defendant's Date of Birth: XX/XX/1973 Defendant's Residence Address: xxxxxxxxxxxxx Bakersfield, California 93308 /s/ Joaq U.S. Dated:	Defendant's Soc. Sec. No.: XXX->	(X-6550		sition of Judement		
Bakersfield, California 93308 /s/ Joaq U.S. Dated:	Defendant's Date of Birth: XX/XX	7/1973	Date of impo-	mion or stagmont		
Defendant's Mailing Address:	XXXXXXXXXXXXXX				s/ Joaquin V.E. M U.S. Magistrate Dated: Mar 30, 200	Judge
Same as above					annexe true co on f ATTEST Distric	by cartify that the old instrument is a pay of the original lile in my office. CLERK OF COURT of Court of Guam ritory of Guam

Page 4 of 17 Case 5:07-cr-00423-RS Filed 07/25/2007 Document 2

Filed 03/30/2007

AO 2451

Case 1:06-mj-00029 Document 8 Sheet 3 — Criminal Monetary Penaltics

Page 2 of 5

Judgment - Page 2

DEFENDANT:
CASE NUMBER:

JODY HEFLIN MJ-06-00029

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the schedule of payments on Sheet 4.

гот	TALS \$	Assessment 10.00		Fine \$ 250.00	s	Restitution 0	
	The determina		eferred until	An Amena	led Judgment in a Cr	iminal Case (AO 245C) w	ill be entered
	The defendant	t must make restitution	n (including commu	nity restitution	to the following payer	es in the amount listed belo	w.
	the priority or	nt makes a partial pay der or percentage pay le United States receiv	nent column below.	all receive an a However, pur	pproximately proportic suant to 18 U.S.C. § 36	med payment, unless specif 64(i), all nonfederal victims	ied otherwise i must be paid i
Nan	ne of Payee		Total Loss*	Ī	Restitution Ordered	Priority or	Percentage
		\$		\$			
TO	OTALS	<i>ૐ</i>					
	Restitution	amount ordered pursu	ant to plea agreemer	nt \$			
	fifteenth day	ant must pay interest of y after the date of the for delinquency and o	judgment, pursuant i	to 18 U.S.C. §	3612(f). All of the pay	e or restitution is paid in ful yment options on Sheet 4 m	l before the ay be subject
	The court d	etermined that the def	endant does not have	e the ability to	pay interest, and it is o	ordered that:	
	the inte	erest requirement is wa	nived for the	fine	restitution.		
	the inte	erest requirement for the	ne 🗌 fine	☐ restitutio	n is modified as follow	's:	

^{*} Findings for the total amount of losses are required under Chapters 109A, 110, 110A, and 113A of Title 18 for offenses committed on or after September 13, 1994, but before April 23, 1996.

Filed 07/25/2007 Page 5 of 17 Case 5:07-cr-00423-RS Document 2

Case 1:06-mj-00029

Document 8

Filed 03/30/2007

Page 3 of 5

AO 2451

(Rev. 12/03) Judgment in a Criminal Case for a Petty Offense

Sheet 4 — Schedule of Payments

Judgment — Page 3 of

JODY HEFLIN DEFENDANT: MJ-06-00029 CASE NUMBER:

SCHEDULE OF PAYMENTS

Hav	ing	assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:
A	1	Lump sum payment of 260.00 due immediately, balance due
		not later than , or in accordance with C, D, E, or F below); or
В		Payment to begin immediately (may be combined with C, D, or F below); or
C		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after the date of this judgment; or
D		Payment in equal (e.g., weekly, monthly, quarterly) installments of \$ over a period of (e.g., months or years), to commence (e.g., 30 or 60 days) after release from imprisonment to a term of supervision; or
E		Payment during the term of probation will commence within (e.g., 30 or 60 days) after release from imprisonment. The court will set the payment plan based on an assessment of the defendant's ability to pay at that time; or
F		Special instructions regarding the payment of criminal monetary penalties:
du Fin	ring anc	s the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is be due the period of imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate cial Responsibility Program, are made to the clerk of the court. Estendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.
L		Defendant and Co-Defendant Names, Case Numbers (including defendant number), Total Amount, Joint and Several Amount, and
	L c	Defendant and Co-Defendant Names, Case Numbers (including defendant hamber), Feder Case and Co-Defendant Names, Case Numbers (including defendant hamber), Feder Case and Co-Defendant Names, Case Numbers (including defendant hamber), Feder Case and Co-Defendant Names, Case Numbers (including defendant hamber), Feder Case and Co-Defendant Names, Case Numbers (including defendant hamber), Feder Case and Co-Defendant Names, Case Numbers (including defendant hamber), Feder Case and Case an
	Ć.	The defendant shall pay the cost of prosecution.
	7	The defendant shall pay the following court cost(s):
	-	The defendant shall forfeit the defendant's interest in the following property to the United States:

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) fine principal, (5) fine interest, (6) community restitution, (7) penalties, and (8) costs, including cost of prosecution and court costs.

Case 1:06-mj-00029

Document 8

Filed 03/30/2007

Page 4 of 5

AO 2451

(Rev. 12/03) Judgment in a Criminal Case for a Petty Offense

Sheet 5 -- Probation

Judgment—Page 4 of 5

DEFENDANT: CASE NUMBER: JODY HEFLIN

MJ-06-00029

PROBATION

The defendant is hereby sentenced to probation for a term of:

ONE YEAR.

The defendant shall not commit another federal, state, or local crime.

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance. The defendant shall submit to one drug test within 15 days of placement on probation and at least two periodic drug tests thereafter as determined by the court.

/	The above drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of
	future substance abuse. (Check, if applicable.)

✓ The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. (Check, if applicable.)

The defendant shall cooperate in the collection of DNA as directed by the probation officer. (Check, if applicable.)

The defendant shall register with the state sex offender registration agency in the state where the defendant resides, works, or is a student, as directed by the probation officer. (Check, if applicable.)

☐ The defendant shall participate in an approved program for domestic violence. (Check, if applicable.)

If this judgment imposes restitution or a fine, it is a condition of probation that the defendant pay in accordance with the Schedule of Payments sheet of this judgment.

The defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- the defendant shall support his or her dependents and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- the defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court; and
- as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record, personal history, or characteristics and shall permit the probation officer to make such notifications and confirm the defendant's compliance with such notification requirement.

AO 2451 (Rev. 12/03) Judgment in a Criminal Case for a Petty Offense

Sheet 5A — Probation Supervision

Judgment — Page 5 of 5

DEFENDANT: JODY HEFLIN CASE NUMBER: MJ-06-00029

SPECIAL CONDITIONS OF SUPERVISION

1. Defendant shall refrain from the use of all alcoholic beverages.

2. Defendant shall participate in a program approved by the U.S. Probation Office for substance abuse, which program shall include testing to determine whether the defendant has reverted to the use of drugs or alcohol. The defendant shall also bear all costs for intake, assessment, and treatment as contained in her plea agreement.

Filed 12/04/2006 Page 1 of 1 Case 1:06-mj-00029 Document 1 UniONA 1 LEONARDO M. RAPADAS DISTRICT COURT OF GUAM United States Attorney RYAN M. ANDERSON DEC - 4 2006 Special Assistant U.S. Attorney Suite 500, Sirena Plaza MARY L.M. MORAN 108 Hernan Cortez Ave. **CLERK OF COURT** Hagåtña, Guam 96910 PHONE: 472-7332 FAX: 472-7334 Attorneys for the United States of America 7 IN THE UNITED STATES DISTRICT COURT 06-00030 mbs 8 FOR THE TERRITORY OF GUAM 9) MAGISTRATE CASE NO. UNITED STATES OF AMERICA, 10 **INFORMATION** Plaintiff, 11 RECKLESS DRIVING VS. 12 [16 G.C.A. § 9107 and 18 U.S.C. § 7(3) & (13)] JODY HEFLIN, 13 Defendant. 14 15 THE UNITED STATES ATTORNEY CHARGES: 16 On or about 19 August 2006, in the District of Guam, the defendant, JODY HEFLIN, at 17 U.S. Naval Base Guam, on land acquired for the use of the United States and under the exclusive 18 jurisdiction thereof, did drive her motor vehicle upon a highway in willful or wanton disregard 19 for the safety of persons or property thereon, in violation of Title 16, Guam Code Annotated, 20 21 Section 9107, and Title 18, United States Code, Sections 7(3) and 13. 22 DATED this 45 day of December 2006. 23 LEONARDO M. RAPADAS 24 United States Attorney Districts of Guam and NMI I hereby certify that the 25 annexed instrument is a true copy of the original 26 By: on file in my office. RYAN M. ANDERSON ATTEST: CLERK OF COURT 27 Special Assistant U.S. Attorney **District Court of Guam** 28 Territory of Guarn Deputy Clerk

Document 2

Filed 07/25/2007

Page 8 of 17

Case 5:07-cr-00423-RS

Case 5:07-cr-00423-RS Document 2 Filed 07/25/2007 Page 9 of 17 Documen 2 1 1 4 1 204/2006 Page 1 of 5 Case 1:06-mj-00029 LEONARDO M. RAPADAS United States Attorney RYAN M. ANDERSON Special Assistant U.S. Attorney DISTRICT COURT OF GUAM Suite 500, Sirena Plaza DEC - 4 2006 108 Hernan Cortez Ave. Hagåtña, Guam 96910 MARY L.M. MORA TEL: (671) 472-7332 FAX: (671) 472-7334 **CLERK OF COURT** Attorneys for the United States of America IN THE UNITED STATES DISTRICT COURT FOR THE TERRITORY OF GUAM 06-000 MAGISTRATE CASE NO. UNITED STATES OF AMERICA, Plaintiff. PLEA AGREEMENT VŚ. JODY HEFLIN, Defendant. Pursuant to Rule 11(c)(1)(B), the United States and the defendant, JODY HEFLIN, enter 1. The defendant, JODY HEFLIN, agrees to enter a guilty plea to the Information

into the following plea agreement:

charging her with Reckless Driving, in violation of Title 16, Guam Code Annotated, Section 9107, as assimilated by Title 18, United States Code, Sections 7(3) and 13. This offense carries a maximum sentence of (60) days imprisonment as set forth in 9 G.C.A. § 80.34 and a maximum fine of five hundred dollars (\$500) as set forth in 9 G.C.A. § 80.50. Following the sentencing on the Reckless Driving offense, the United States will dismiss the Information in Criminal Case No. 06-00046.

27

26

1

2

7

8

9

10

11

12

13

14

15

16

17

18

19

20

22

23

11

10

1213

14 15

1617

18 19

21

22

20

2324

25

26

27

- 2. If defendant is financially unable to immediately pay the fine in full, defendant agrees to make a full disclosure of his financial status to the United States Attorney's Office by completing a Financial Disclosure Form (OBD-500) for purpose of fixing a monthly payment schedule. Defendant understands that, by law, interest accrues on any remaining balance of the debt.
- 3. The defendant understands that to establish the violation of Reckless Driving, in violation Title 16, Guam Code Annotated, Section 9107, as assimilated by Title 18, United States Code, Sections 7(3) and 13, the United States must prove each of the following elements beyond a reasonable doubt:
 - a. First, that the defendant drove her vehicle upon a highway;
- b. <u>Second</u>, that her driving was in willful or wanton disregard for the safety of persons or property; and
- c. <u>Third</u>, that the offense occurred on land acquired for the use of the United States and under the exclusive or concurrent jurisdiction thereof.
- 4. The government and the defendant stipulate to the following facts for purposes of the sentencing:
 - a. The defendant was born in 1973 and is a citizen of the United States; and
- b. That on or about 19 August 2006, in the District of Guam, the defendant, JODY HEFLIN, at U.S. Naval Base Guam, on land acquired for the use of the United States and under the exclusive jurisdiction thereof, did drive her motor vehicle upon a highway in willful or wanton disregard for the safety of persons or property thereon. That while the defendant, JODY HEFLIN, was driving her motor vehicle, she was under the influence of an alcoholic beverage.
 - 5. The United States and the defendant agree to recommend the following sentence:
 - a. That any sentence of imprisonment be suspended;
- b. That the defendant pay, at a minimum, a fine of two hundred and fifty dollars (\$250.00), plus court costs;

- the defendant, and that any sentence either stipulated to or recommended herein is not binding on the court.
- 8. The defendant acknowledges that she has been advised of her rights as set forth below prior to entering into her plea agreement. Specifically, defendant has been fully advised of, has had sufficient opportunity to reflect upon, and understands the following:
- a. The nature and elements of the charge and the mandatory minimum penalty provided by law, if any, and the maximum possible penalty provided by law;
 - b. Her right to be represented by an attorney;

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

3

4

6 7

9

8

11

10

12 13

1415

16

17

18

19

20

2122

23

2425

2627

- c. Her right to plead not guilty and the right to be tried by a jury and at that trial, the right to be represented by counsel, the right to confront and cross-examine witnesses against her, and the right not to be compelled to incriminate herself, that is, the right not to testify;
- d. That if she pleads guilty, there will not be a further trial of any kind on the charges to which such plea is entered so that by entering into her plea agreement, she waives, that is, gives up, the right to a trial;
- e. That, upon entry of a plea of guilty, or thereafter, the Court may ask her questions about the offenses to which she has pled, under oath, and that if she answers these questions under oath, on the record, her answers may later be used against her in prosecution for perjury or false statement if an answer is untrue;
- f. That she agrees that the plea agreement is voluntary and not a result of any force, threats or promises apart from the plea agreement;
- g. That she reads, writes and speaks the English language and has no need for an interpreter;
 - h. That she has read the plea agreement and understands it; and

Case 1:06-mj-00029

Document 4

Filed 12/07/2006

Page 1 of 1

IN THE DISTRICT COURT OF GUAM TERRITORY OF GUAM CRIMINAL MINUTES CHANGE OF PLEA

CASE NO.: MJ-06-00029	DATE: December 07, 2006

HON. JOAQUIN V. E. MANIBUSAN, JR., Magistrate Judge, Presiding

Law Clerk: Judith P. Hattori Court Reporter: None Present

Courtroom Deputy: Leilani Toves Hernandez Electronically Recorded: 1:41:29 - 1:49:26

CSO: B. Pereda

APPEARANCES:

Defendant: Jody Heflin - presence waived Attorney: Richard Arens

DEFENDANT NOT PRESENT Present Retained FPD CJA

☐ Present ☐ Custody ☐ Bond ☐ P.R.

U.S. Attorney: Ryan Anderson U.S. Agent:

U.S. Probation: Carleen Borja

U.S. Marshal: None Present

Interpreter: Language:

PROCEEDINGS: Initial Appearance re Information and Plea

- Defendant waived her presence and consented to representation by her attorney for arraignment, plea and sentencing.
- The Court appointed the Federal Public Defender to represent the defendant.
- Plea entered: Guilty
- Plea: <u>Accepted</u>.
- Sentencing set for: March 27, 2007 at 9:30 a.m.
- Presentence Report due to the parties: January 30, 2007
- Presentence Report due to the Court: March 9, 2007

NOTES:

Defense counsel advised the Court that his client is aware of the \$10.00 Special Assessment Fee.

I hereby certify that the annexed instrument is a true copy of the original on file in my office.

ATTEST: CLERK OF COURT District Court of Guam

Deputy Clerk

CLOSED, TrJuris

Civil/Criminal CM/ECF System District Court of Guam (Hagatna) CRIMINAL DOCKET FOR CASE #: 1:06-mj-00029 All Defendants **Internal Use Only**

Case title: USA v. Heflin

Date Filed: 12/04/2006 Date Terminated: 03/30/2007

Assigned to: Magistrate Judge Joaquin V.E.

Manibusan, Jr

Defendant

Jody Heflin (1) TERMINATED: 03/30/2007 represented by Federal Public Defender

Law Offices of Federal Public Defender

First Hawaiian Bank Building 400 Route 8, Suite 501 Mongmong, GU 96910

671-472-7111 Fax: 671-472-7120

Email: john_t_gorman@fd.org

LEAD ATTORNEY

ATTORNEY TO BE NOTICED Designation: Federal Public Defender

Pending Counts

TRAFFIC OFFENSES, OTHER

(1)

Disposition Defendant sentenced to 1 year probation; \$250.00

fine; \$10.00 special assessment fee

Highest Offense Level (Opening)

Misdemeanor

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

None

Disposition

<u>Plaintiff</u>

USA

I hereby certify that the annexed instrument is a true copy of the original on file in my office. ATTEST: CLERK OF COURT District Court of Guam Terripry of Guern'

represented by Ryan M. Anderson

Special Assistant U.S. Attorney Office of the United States Attorney 108 Hernan Cortez Street, Ste 500 Hagatna, GU 96910

671-472-7332

Email: ryan.anderson@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/16/2007	≥14	Probation Jurisdiction Transferred to Northern District of California as to Jody Heflin. (lth,) (Entered: 07/17/2007)
05/29/2007	9 13	Transfer of Jurisdiction Issued to the District of Northern District of California as to Jody Heflin. Signed by Judge Joaquin V.E. Manibusan Jr. on 5/29/2007. (lth,) (Entered: 05/29/2007)
05/29/2007	<u> 912</u>	Order granting 11 Motion for Transfer of Jurisdiction as to Jody Heflin (1). Signed by Judge Joaquin V.E. Manibusan Jr. on 5/29/2007. (lth,) (Entered: 05/29/2007)
05/18/2007	911	Motion for Transfer of Jurisdiction as to Jody Heflin (Attachments: # 1 Transfer of Jurisdiction) (JTT, USPO) (Entered: 05/18/2007)
04/06/2007	•	Court Certificate of Service as to Jody Heflin re 9 ** SEALED Document Pursuant to E-Government Act of 2002 ** Judgment (Magistrate) - USAO and USPO acknowledged receipt on 4/2/2007, FPD acknowledged receipt on 4/3/2007, USMS acknowledged receipt on 3/30/2007, 8 Judgment - USPO acknowledged receipt on 4/2/2007, USMS acknowledged receipt on 3/30/2007. (vtk,) (Entered: 04/06/2007)
03/30/2007	₃ 10	Notice of Entry re 8 Judgment, 9 ** SEALED Document Pursuant to E-Government Act of 2002 ** Judgment (Magistrate) (lth,) (Entered: 03/30/2007)
03/30/2007	3 9	** SEALED Document Pursuant to E-Government Act of 2002 ** Judgment (Magistrate) as to Jody Heflin. (lth,) (Entered: 03/30/2007)
03/30/2007	≥ 8	Judgment as to Jody Heflin (1), Count(s) 1, Defendant sentenced to 1 year probation; \$250.00 fine; \$10.00 special assessment fee . Signed by Judge Joaquin V.E. Manibusan Jr. on 3/30/2007. (lth,) (Entered: 03/30/2007)
03/27/2007	9 7	Minute Entry for proceedings held before Judge Joaquin V.E. Manibusan Jr.:Sentencing held on 3/27/2007 for Jody Heflin (1). Count(s) 1, Defendant sentenced to 1 year probation; \$250.00 fine; \$10.00 special assessment fee. (Court Reporter Wanda Miles.)(Start Time: 9:36:42, End Time: 9:42:43.) (vtk,) (Entered: 03/27/2007)
02/06/2007	3 6	Statement Adopting Findings of Presentence Investigation Report filed by USA as to Jody Heflin (lth,) (Entered: 02/06/2007)
12/11/2006	•	Court Certificate of Service as to Jody Heflin re 5 Appointment Order - USAO acknowledged receipt on 12/11/2006, FPD acknowledged receipt on 12/11/2006. (lth,) (Entered: 12/11/2006)
12/08/2006	95	Appointment Order. Appointment of Federal Public Defender for Jody Heflin nunc pro tunc to 12/04/2006. Signed by Judge Joaquin V.E. Manibusan Jr. on 12/7/2006. (lth,) (Entered: 12/08/2006)
12/07/2006		(Court only) Set/Reset Deadlines/Hearings as to Jody Heflin:, ***Excludable(s) stopped as to Jody Heflin, ***Procedural Interval start as to Jody Heflin (1) Count 1 Presentence Report due to the parties by 1/30/2007; due the Court by 3/9/2007. Sentencing set for 3/27/2007 at 09:30 AM in 3rd Floor Courtroom before Magistrate Judge Joaquin V.E. Manibusan Jr (lth,) (Entered: 12/08/2006)
12/07/2006	94	Minute Entry for proceedings held before Judge Joaquin V.E. Manibusan Jr.:Initial Appearance re Information and Plea as to Jody Heflin held on 12/7/2006. Federal Public Defender appointed. Defendant waived her presence and consented to representation by her attorney for arraignment, plea and sentencing. Guilty plea entered. Sentencing set for 03/27/2006 at 9:30 a.m Presentence Report due to the parties by 01/30/2007; due to the Court by 03/09/2007.(Start Time: 1:41:29, End Time: 1:49:26.) (lth,) (Entered: 12/08/2006)
12/04/2006	2	Affidavit; Consent to Arraignment, Change of Plea and Sentencing in Defendant's Absence filed by Jody Heflin re 2 Plea Agreement. (vtk.) (Entered: 12/05/2006)
12/04/2006		Request for Hearing as to Jody Heflin: Initial Appearance re Information and Plea set for 12/7/2006 at 01:30 PM in 3rd Floor Courtroom before Magistrate Judge Joaquin V.E. Manibusan Jr.(vtk,) (Entered: 12/05/2006)
12/04/2006	92	Plea Agreement as to Jody Heflin. (vtk,) (Entered: 12/05/2006)
12/04/2006	9	Information as to Jody Heflin (1) count(s) 1. (vtk,) (Entered: 12/05/2006)

Guam Civil/Criminal CMCESE 9:07-81/2004230FtS Repotecument Pos://erfired.cip/9/25/2007n/DkPsptpl?584491884668068-L_353_0-1

3 of 3